

S. B. 109

CHAPTER 214

AN ACT TO AMEND ARTICLE 25 OF CHAPTER 7 OF THE GENERAL STATUTES OF NORTH CAROLINA RELATING TO THE ESTABLISHMENT OF COUNTY RECORDER'S COURTS AS IT RELATES TO SUCH COURT IN ORANGE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Section 7-218 of the General Statutes insofar as it relates to a county recorder's court which may hereafter be established in Orange County be amended by changing the comma after the word "seat" in line 8 to a period and by striking out the remainder of said Section.

G. S., 7-218, amended. Recorder's Court established under section in Orange County, to be held at County Seat.

SEC. 2. That Section 7-219 insofar as it relates to a county recorder's court hereafter established in Orange County be amended by striking out that portion of said Section after the comma after the word "thereafter" in line 7 and before the period after the word "officers" in line 23 and inserting in lieu thereof the following:

G. S., 7-219, amended as to election and term of office of Recorder.

... and shall hold his office until the first Monday in December, 1948, at which time his successor shall be elected by the board of county commissioners for a term of two years from the first Monday in December, 1948, and biennially thereafter the Board of County Commissioners of Orange County shall elect a recorder who shall hold his office until his successor is elected and qualified.

SEC. 3. Section 7-228 of the General Statutes is amended insofar as the same relates to a county recorder's court in Orange County by rewriting the same to read as follows:

G. S., 7-223, amended.

In all trials in the Orange County Recorder's Court upon demand for a jury by the defendant or the prosecuting attorney representing the State, the recorder shall transfer said case to the Superior Court of Orange County where it shall be tried de nova.

Transfer of cases to Superior Court upon demand for jury trial.

SEC. 4. That Section 7-222 of the General Statutes insofar as the same relates to a recorder's court established in Orange County be amended by striking out all of said Section after the colon in line 10 and by adding the following:

G. S., 7-222, amended.

Provided, however, that in the territory over which the municipal court of the City of Chapel Hill has jurisdiction, the Recorder's Court of Orange County shall have concurrent jurisdiction with the municipal recorder's court where the jurisdiction of the two courts covers the same cause or the same subject matter.

Concurrent jurisdiction with Chapel Hill Municipal Court.